

1 JAMES H. FREEMAN,ESQ.  
2 *Admitted Pro Hac Vice*  
3 JH FREEMAN LAW  
4 3 Columbus Circle, 15<sup>th</sup> Floor  
5 New York, NY 10019  
6 Tel: (212) 931-8535 /  
7 Fax: (212) 496-5870  
8 [james@jhfreemanlaw.com](mailto:james@jhfreemanlaw.com)

5 STEVE LOWE, ESQ. (Cal. Bar #122208)  
6 LOWE & ASSOCIATES, P.C.  
7 11400 Olympic Blvd., Suite 640  
8 Los Angeles, CA 90064  
9 Tel: (310) 477-5811 / Fax: (310) 477-7672  
10 [steven@lowelaw.com](mailto:steven@lowelaw.com)

11 *Attorneys for Counter-Defendant BTLF*

12 UNITED STATES DISTRICT COURT  
13 CENTRAL DISTRICT OF CALIFORNIA  
14 WESTERN DIVISION

15 BETWEEN THE LINES  
16 PRODUCTIONS, LLC, a California  
17 limited liability company

18 Plaintiff,

19 vs.

20 SUMMIT ENTERTAINMENT, LLC,  
21 a Delaware limited liability company

22 Defendant.

23 SUMMIT ENTERTAINMENT, LLC,

24 Counterclaimant,

25 vs.

26 BETWEEN THE LINES  
27 PRODUCTIONS, LLC,

28 Counter-Defendant.

Case No. 2:14-cv-00104-R (PJWx)

Hon. Judge Manuel L. Real

**[PROPOSED] ORDER AND  
JUDGMENT GRANTING BTLF'S  
MOTION FOR SUMMARY  
JUDGMENT**

Hearing Date: March 2, 2015

10:00 a.m.

Trial Date: March 10, 2015

1           **FOR GOOD CAUSE SHOWN, IT IS HEREBY ORDERED** that  
2 counter-defendant and plaintiff Between the Lines Productions LLC's  
3 ("BTLP") motion for summary judgment against counterclaimant and  
4 defendant Summit Entertainment, LLC ("Summit") is GRANTED.

5           IT IS ORDERED that judgment is entered against counterclaimant  
6 Summit on the following:

- 7           (1) Summit's first counterclaim [Count I] for false designation of  
8 origin/unfair competition under 15 U.S.C. § 1125(c); and
- 9           (2) Summit's second counterclaim [Count II] for trademark  
10 infringement under 15 U.S.C. § 1114 and common law; and
- 11           (3) Summit's third counterclaim [Count III] for trademark  
12 dilution by blurring and tarnishment under 15 U.S.C. §  
13 1125(c) and Cal. Bus. & Prof. Code § 14247; and
- 14           (4) Summit's fourth counterclaim [Count IV] for unfair  
15 competition under Cal Bus. & Prof. Code §§ 17200 *et seq.* and  
16 common law; and
- 17           (5) Summit's fifth counterclaim [Count V] for copyright  
18 infringement under 17 U.S.C. 101, *et seq.*

19  
20           IT IS FURTHER ORDERED that judgment is entered against  
21 defendant Summit on the following:

- 22           (6) BTLP's first cause of action for declaratory judgment for non-  
23 infringement of Summit's copyright interests pursuant to the  
24 Copyright Act of 1976, 17 U.S.C. §§ 101, 106-107;
- 25           (7) BTLP's second cause of action for declaratory judgment of  
26 non-infringement / non-dilution of Summit's trademarks

1 and servicemarks pursuant to the Lanham Act, 15 U.S.C. §§  
2 1051 *et seq.*

3  
4 **IT IS SO ORDERED.**

5  
6 Date: \_\_\_\_\_

7 **Hon. Manuel L. Real**  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28